

SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA

2010 SEP 20 PM 4:16 ✓

JEANNE HICKS, CLERK

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Attorneys for Defendant

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

vs.

STEVEN CARROLL DEMOCKER,

Defendant.

) No. P1300CR20081339

) Div. 6

) **DEFENSE REQUEST PURSUANT
TO ETHICAL RULE 3.3**

) **FILED EX PARTE**

) **EXPEDITED**

) **HEARING REQUESTED**

Defense counsel for Mr. DeMocker hereby request an immediate ex parte proceeding pursuant to Ethical Rule 3.3. On September 19, 2010 counsel became aware of information that must be corrected pursuant to their ethical obligations under Ethical Rule 3.3(a). Counsel believe that this information may also effect counsels' ability to

1 continue with representation pursuant to Ethical Rule 1.16. Counsel therefore request
2 an immediate ex parte proceeding. Counsel are available in the Verde Valley this
3 afternoon if the Court would agree to provide for such a hearing. In the absence of such
4 a hearing, counsel do not believe they will be prepared to proceed with trial on
5 September 21. Counsel are simultaneously filing an under seal request for a 48 hour
6 stay to consider these matters and consult with the Court and Mr. DeMocker.
7

8 DATED this 20th day of September, 2010.
9

10
11 By: 
12

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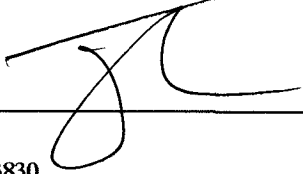
23 **ORIGINAL** of the foregoing will be hand delivered for
24 filing on the 20th day of September, 2010, with:

25 Jeanne Hicks
26 Clerk of the Court
27 Yavapai County Superior Court
28 120 S. Cortez
Prescott, AZ 86303

COPIES of the foregoing emailed this
this 20 day of September, 2010, to:

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The Hon. Warren R. Darrow
Judge Pro Tem B
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